

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

October 31, 2001

DIVISION ONE

[illegible]

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Ortega, Acting P.J.
Mallano, J.

B137345 Estate of Diane K. Dunbar, Deceased (Not for Publication)
Dunbar
v.
Loshak

The order is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Mallano, J.

B144199 Kennedy (Not for Publication)
v.
Closson et al.

The order is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Mallano, J.

October 31, 2001-Continued

DIVISION ONE (Continued)

[illegible]

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Vogel (Miriam A.), J.

B148878 People (Not for Publication)
v.
Bell

The judgment is affirmed.

Spencer, P.J.

We concur: Ortega, J.
Vogel (Miriam A.), J.

[illegible]

The judgment is affirmed.

Spencer, P.J.

We concur: Vogel (Miriam A.), J.
Mallano, J.

DIVISION ONE (Continued)

B140538 Conservatorship Of The Person
B142397 and Estate of Joel M. Levitt (Certified for Publication)
Conservatorship Of The Person and Estate Of Peggy Page.

The orders under review are affirmed. The parties are to bear their own costs on appeal.

Mallano, J.

I concur: Ortega, Acting P.J.
I concur: Vogel (Miriam A.), J. (Opinion)

B151961 Gregory (Not for Publication)
v.
Superior Court, Los Angeles County
(Trinos, r.p.i.)

THE COURT:

Therefore, let a peremptory writ issue, commanding respondent superior court to set aside and vacate its order of May 14, 2001, transferring this matter to a court of limited jurisdiction, in Los Angeles Superior Court case No BC244375, entitled Yvette Gregory v. Delilah Trinos. In all other respects, the petition is denied. All parties shall bear their own costs.

Spencer, P.J., Ortega, J., Vogel (Miriam A.), J.

B147623 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Michelle K.

The orders are affirmed.

Vogel (Miriam A.), J.

We concur: Ortega, Acting P.J.
Mallano, J.

DIVISION ONE (Continued)

B146083 People (Not for Publication)
v.
Allen

The judgment is reversed as to count 2 (misdemeanor possession of a controlled substance), and the cause is remanded to the trial court with directions to dismiss count 2, to determine whether to reconsider Allen's sentence, and to make such further orders as are necessary. The judgment of conviction as to the remaining counts is affirmed.

Vogel (Miriam A.), J.

We concur: Ortega, Acting P.J.
Mallano, J.

B142023 Albert and Elaine Borchard Foundation, Inc. (Not for Publication)
v.
Ramirez

The judgment is modified to reduce the damages awarded, \$35,267.69, to \$32,718.02. As modified, the judgment is affirmed. Plaintiff to recover costs on appeal.

Spencer, P.J.

We concur: Ortega, J.
Mallano, J.

B145829 Punch
v.
City of Compton

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION TWO

B146641 People (Not for Publication)
v.
Cannon

The judgment is affirmed.

Cooper, J.

We concur: Boren, P.J.
 Nott, J.

B148969 The People (Not for Publication)
v.
Ramiro C.

The order on wardship is reversed.

Cooper, J.

We concur: Nott, Acting P.J.
 Todd, J.

DIVISION THREE

B151613 In re on Habeas Corpus (Certified for Publication)
v.
Janet DeLong

The order to show cause is discharged. The petition for writ of habeas corpus is granted. Let a writ of habeas corpus issue, directing respondent to sentence DeLong in accordance with section 1210.1.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

DIVISION THREE (Continued)

B147632 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Linda V. and Pablo M.
In re Desirae M., et al., Persons Coming Under the Juvenile Court Law

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B148275 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Marlen P.
In re Nuri B. et al., Persons Coming Under the Juvenile Court Law

The judgment is affirmed.

Kitching, J.

We concur: Klein, P.J.
 Aldrich, J.

B143428 John Gonzales (Not for Publication)
v.
John Butts

The judgment is affirmed. Respondent(s) to recover costs.

Kitching, J.

We concur: Klein, P.J.
 Aldrich, J.

October 31, 2001-Continued

DIVISION THREE (Continued)

B146534 People (Not for Publication)
v.
Steven Scott Steinman

The judgment is affirmed.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B142710 People (Not for Publication)
v.
Middlebrook et al.

The judgments of conviction as to Middlebrook and Burton are affirmed. Both judgments are remanded to the trial court for resentencing as indication herein.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

B149737 People (Not for Publication)
v.
Lord

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

DIVISION THREE (Continued)

[illegible]

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B149293 People (Not for Publication)
v.
Rechard R.

The judgment (order continuing Recharad R. a ward of the court pursuant to Welfare and Institutions Code section 602) is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Kitching, J.

B134182 Truck Insurance Exchange
v.
County of Los Angeles

Filed order vacating submission order of July 30, 2001, due to the press of other court business and the complexity of the issues, additional time is needed to complete and file the opinion in this matter. Cause resubmitted.

B133517 Palmer
v.
GTE California Incorporated

Filed order vacating submission order of July 18, 2001, due to the press of other court business and the complexity of the issues, additional time is needed to complete and file the opinion in this matter. Cause resubmitted.

DIVISION THREE (Continued)

B143674 Griffiths
v.
Superior Court, Los Angeles County
(Medical Board of California, r.p.i.)

Filed order vacating submission order of July 25, 2001, due to the press of other court business and the complexity of the issues, additional time is needed to complete and file the opinion in this matter. Cause resubmitted.

DIVISION FOUR

B144375 People (Not for Publication)
v.
Michael R.

The commitment order is modified to award Michael 40 days of predisposition custody credit, and is affirmed in all other respects. The juvenile court is directed to prepare an amended commitment order and to forward a certified copy to California Youth Authority.

Curry, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

B146784 People (Certified for Publication)
v.
Renteria

The judgment (conviction) is reversed.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Curry, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Curry, J.

Hastings, J.

We concur: Epstein, Acting P.J.
Curry, J.

DIVISION FOUR (Continued)

[illegible]

For the foregoing reasons, the judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

B147372 Brownstein (Not for Publication)
v.
20th Century Insurance Company

The judgment is affirmed. Each party is to bear its own costs on appeal.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

B146997 The Pasadena Design Center (Not for Publication)
v.
Schiffrin

The order is affirmed. Respondent to have his costs on appeal.

Epstein, Acting P.J.

We concur: Hastings, J.
Curry, J.

DIVISION FOUR (Continued)

B145062 Wagner (Not for Publication)
v.
Superior Court, Los Angeles County
(The People, r.p.i.)

Let a peremptory writ of mandate issue directing that respondent trial court, in accordance with this opinion: (1) hold further proceedings to determine whether the stipulation made on May 22, 2000, binds petitioner ; (2) vacate its order concerning petitioner's property request if it finds that the stipulation is not binding, and reconsider that request; and (3) determine that extent to which petitioner is entitled to recover any property if it finds that the stipulation is binding. The alternative writ, having served its purpose, is discharged. Petitioner is awarded his costs.

Curry, J.

We concur: Epstein, Acting P.J.
Hastings, J.

DIVISION FIVE

B141293 Brian Duff
v.
Rosenfiled Law Firm et al.

Filed order denying petition for rehearing.

DIVISION SIX

[illegible]

The judgment is affirmed. Costs to respondents.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

DIVISION SIX (Continued)

[illegible]

We direct the trial court to correct the abstract of judgment to reflect a total of 62 days of conduct credit, and to send the corrected abstract to the Department of Corrections. In all other respects, the judgment is affirmed.

Perren, J.

We concur: Yegan, Acting P.J.
Coffee, J.

B143043 People (Not for Publication)
v.
Samuel

The judgment is affirmed.

Gilbert, P.J.

We concur: Coffee, J.
Perren, J.

B150831 People (Not for Publication)
v.
Williams

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
 Yegan, J.

DIVISION SIX (Continued)

[illegible]

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Yegan, J.

B147700 People (Not for Publication)
v.
Berry & Murphy

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

B149497 People (Not for Publication)
v.
Uranga

The judgment is affirmed.

Perren, J.

We concur: Gilbert, P.J.
Yegan, J.

DIVISION SEVEN

B141273 People
 v.
 Andrew Hernandez

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

B146869 Golden Eagle Insurance Corporation (Not for Publication)
 v.
 Rocky Cola Cafe Inc., et al.

The judgment is affirmed. Rocky Cola Cafe is to recover its costs on appeal.

Boland, J. (Assigned)

We concur: Lillie, P.J.
 Johnson, J.